

RECEIVED  
IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE NOV - 2 2010  
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY, DAVID CO. Chancery Court  
AT NASHVILLE

BRANCH BANKING AND TRUST )  
COMPANY, )  
Plaintiff, )  
v. )  
315 UNION STREET HOLDINGS, LLC, )  
UNION STREET PLAZA )  
OPERATIONS, LLC, and )  
PRUDENTIAL MORTGAGE CAPITAL )  
FUNDING, LLC, )  
Defendants. )

Case No.

3:10-1081

ONDESK

The Plaintiff

ADOPTS the

Order pending

further Order

by terms herein

of record

11/19/10

CHANCERY COURT  
DAVIDSON COUNTY, TENNESSEE

2010 NOV - 3 PM 1:00

FILED

RESTRANDING ORDER AND NOTICE OF HEARING  
ON MOTION FOR ENTRY OF RECEIVERSHIP ORDER

This case is before the Court on the *Verified Complaint for Appointment of Receiver Pending Foreclosure* ("Verified Complaint") filed by Plaintiff Branch Banking and Trust Company ("BB&T") and BB&T's *Motion for Restraining Order* (the "Motion"). In the Motion, BB&T requests, among other things, that the Court restrain Defendants 315 Union Street Holdings, LLC and Union Street Plaza Operations, LLC ("Defendants") and their officers, agents, servants, employees, and attorneys, as well as those persons in active concert or participation with any of them, from taking certain action with respect to the Property (as that term is defined below). BB&T also requests in the Motion a hearing on its *Motion for Entry of a Receivership Order*.

Based upon the Verified Complaint and the Motion, the Court finds as follows:

1. BB&T represents that it is the holder of that certain *Secured Promissory Note*, as modified (the "Note"), evidencing Defendants' indebtedness in the original principal amount of up to \$18,700,000.00 plus interest, costs, and expenses (the "Indebtedness"). BB&T alleges that

07000N-087290:871055:1:NASHVILLE